

**MINUTES OF THE COURT OF APPEAL  
STATE OF CALIFORNIA  
SECOND APPELLATE DISTRICT**

**June 2, 1998**

DIVISION ONE

[illegible]

The judgment is affirmed.

Masterson, J.

We concur: Ortega, Acting P.J.  
Dunn, J. (Assigned)

B110123 People v. Taylor (Not for Publication)

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The judgment is affirmed.

Masterson, J.

We concur: Spencer, P.J.  
Dunn, J. (Assigned)

[illegible]

The judgment is affirmed.

Masterson, J.

We concur: Spencer, P.J.  
Dunn, J. (Assigned)

### June 2, 1998-Continued

## DIVISION ONE (Continued)

[illegible]

The judgment is affirmed.

Masterson, J.

We concur: Ortega, Acting P.J.  
Dunn, J. (Assigned)

B120677      LASC      (Not for Publication)  
v.  
DCFS

The petition is denied.

Masterson, J.

We concur: Spencer, P.J.  
Ortega, J.

B116058      Hackel                                  (Not for Publication)  
v.  
Calif. Riviera Homeowners Assoc. et al.

The order of August 1, 1997, awarding costs to defendants is affirmed. The order of September 8, 1997, awarding attorney fees to defendants is reversed. The parties are to bear their own costs on appeal.

Masterson, J.

We concur: Spencer, P.J.  
Ortega, J.

## DIVISION ONE (Continued)

[illegible]

The judgment is affirmed. The court is directed to amend the abstract of judgment in accordance with the views expressed in this opinion and to forward the corrected abstract to the Department of Corrections.

Masterson, J.

We concur: Spencer, P.J.  
Ortega, J.

B107685      People                                  (Not for Publication)  
v.  
Williams et al.

The judgments are modified to reflect restitution fines of \$10,000 as to each appellant. As to appellant Singletary, the convictions on counts 2, 3, 4 and 5 are reversed, and his judgment is further modified to reflect imposition of a consecutive sentence on count 6. As to appellant Williams, his judgment is further modified to reflect a sentence of life without the possibility of parole on count 1. In all other respects, the judgments are affirmed. The trial court is ordered to send copies of the modified judgments to the Department of Corrections.

Masterson, J.

We concur: Ortega, Acting P.J.  
Dunn, J. (Assigned)

### June 2, 1998-Continued

DIVISION TWO

[illegible]

The judgment is affirmed.

Fukuto, J.

We concur:   Boren, P.J.  
                      Nott, J.

DIVISION THREE

B111966      Marcella Gossett      (Not for Publication)  
v.  
Capital Cities/ABC, Inc. et al.

The judgment is reversed as to defendants American Broadcasting Companies and ABC Entertainment, and affirmed as to defendant Capital Cities/ABC, Inc. The matter is remanded to the trial court for further proceedings not inconsistent with the views expressed herein. Plaintiff shall recover her costs on appeal.

Croskey, J.

We concur: Klein, P.J.  
Aldrich, J.

B105821 Linda Sutton (Not for Publication)  
v.  
Mickey Rizzo

The order granting a new trial is reversed and remanded with directions to vacate that order and enter an order denying plaintiff's motion for a new trial. The judgment is affirmed. Each party shall bear their own costs on appeal.

Croskey, J.

We concur: Klein, P.J.  
Goodman, J. (Assigned)

DIVISION THREE (Continued)

B114528      Sean Macias      (Not for Publication)

v.  
Julian Stanley

The judgment is reversed. Plaintiff is entitled to his costs on appeal.

Croskey, J.

We concur:   Klein, P.J.  
                  Kitching, J.

B111041      Sally Huff      (Not for Publication)

v.  
Christopher Fleming

The judgment is affirmed. Fleming shall recover his costs on appeal.

Croskey, Acting P.J.

We concur:   Kitching, J.  
                  Aldrich, J.

B112710      Santo Roberto      (Not for Publication)

v.  
Michael Jay Sherman, et al.

The judgment appealed from is affirmed. Costs on appeal to defendant.

Croskey, J.

We concur:   Klein, P.J.  
                  Aldrich, J.

DIVISION THREE (Continued)

B113641      Lawyers Title Insurance Corporation      (Not for Publication)  
                 v.  
                 Sina Akhtarzad, et al.

The judgment is affirmed. Lawyers Title Insurance Corporation is entitled to its costs on appeal.

Croskey, Acting P.J.

We concur:    Kitching, J.  
                 Aldrich, J.

B112541      Jock Kim Cho and Dawn Sin Fang Tsao      (Not for Publication)  
B111147      v.  
                 Timothy Alden Miller, etc.

In Appeal No. B112451, the April 14, 1997 order re: motion to enforce settlement agreement and for recovery of fees is affirmed. Defendant is awarded reasonable attorney fees and costs on appeal, in an amount to be determined by the trial court on remand for such purpose. Plaintiffs' appeal in Appeal No. B111147 is dismissed.

Croskey, Acting P.J.

We concur:    Aldrich, J.  
                 Goodman, J. (Assigned)

B117660      Los Angeles County, D.C.S.      (Not for Publication)  
                 v.  
                 David G.

The November 14, 1997 order terminating father's parental rights is affirmed.

Croskey, J.

We concur:    Klein, P.J.  
                 Aldrich, J.

DIVISION THREE (Continued)

B112580      Los Angeles County, D.C.S.                      (Not for Publication)  
                 v.  
                 Henry R.

The order of May 13, 1997 terminating father's parental rights is affirmed.

Croskey, J.

We concur:   Klein, P.J.  
                 Aldrich, J.

B113494      People    (Not for Publication)  
                 v.  
                 Adam G.

The order under review is affirmed.

Croskey, J.

We concur:   Klein, P.J.  
                 Aldrich, J.

B114903      People    (Not for Publication)  
                 v.  
                 Elanzo G. Reece

The judgment is affirmed.

Croskey, J.

We concur:   Klein, P.J.  
                 Goodman , J. (Assigned)

### DIVISION THREE (Continued)

B115806 People (Not for Publication)

V.

Edward Rocha

The judgment is affirmed.

Croskey, J.

We concur: Klein, P.J.

Aldrich, J.

B114090 People (Not for Publication)

V.

Michael L. Davis

The judgment is affirmed.

Croskey, J.

We concur: Klein, P.J.

Aldrich, J.

B115946 People (Not for Publication)

V.

Jerry D. Carrell

The judgment is affirmed.

Croskey, Acting P.J.

We concur:   Kitching, J.

Goodman, J. (Assigned)



### June 2, 1998-Continued

### DIVISION THREE (Continued)

B114553      Ann S. Moll                      (Not for Publication)  
v.  
Vitalaire, Inc. et al.

The order of dismissal is reversed. Plaintiff is awarded her costs on appeal.

Croskey, Acting P.J.

We concur: Aldrich, J.  
Goodman, J. (Assigned)

[illegible]

The order under review is affirmed.

Croskey, J.

We concur: Klein, P.J.  
Kitching, J.

B112286 People (Not for Publication)  
v.  
Mario Medina

The judgment is modified by striking the trial court's credit awarded and by awarding 911 days custody credit pursuant to Penal Code section 2900.5 for the period November 3, 1994, to May 1, 1997, inclusive, plus 66 days conduct credit pursuant to Penal Code section 4019 for the period November 3, 1994, to March 17, 1995, inclusive, and, as modified, the judgment is affirmed. The trial court is directed to correct its sentencing minute order accordingly. The trial court is also directed to prepare an amended abstract of judgment reflecting the above credit award, and that the award is without prejudice to appellant's right to receive appropriate prison behavior and worktime credits for the entire period of his imprisonment, including the period commencing with his imprisonment pursuant to the initial March 17, 1995 sentence, and ending on May 1, 1997,

### DIVISION THREE (Continued)

B112286 People v. Mario Medina (cont'd.)

inclusive. The trial court is further directed to forward a copy of the amended abstract of judgment to the Department of Corrections.

Croskey, J.

We concur: Klein, P.J.  
Goodman, J. (Assigned)

B109317 Donna Stapleton, et al. (Not for Publication)  
v.  
Zimmer, Inc.

The judgment is affirmed. Zimmer shall recover its costs on appeal.

Croskey, Acting P.J.

We concur:   Kitching, J.  
                      Aldrich, J.

DIVISION FOUR

[illegible]

The Court:

The judgment is affirmed.

Vogel (C.S.), P.J., Epstein, J., Hastings, J.

## June 2, 1998-Continued

DIVISION FOUR (Continued)

B113346 People (Not for Publication)

v.  
Quijada

The judgment is affirmed.

Hastings, J.

We concur: Vogel (C.S.), P.J.  
Epstein, J.

DIVISION FIVE

B116614 Los Angeles County, D.C.S. (Not for Publication)

V.  
Ernest F.  
In re Sean F. et al.

The judgment is affirmed.

Grignon, J.

We concur: Turner, P.J.  
Godoy Perez, J.

B116334 People (Not for Publication)

V.  
Lerone G. H.

The judgment is affirmed.

Armstrong, J.

We concur: Grignon, Acting P.J.  
Godoy Perez, J.

### June 2, 1998-Continued

DIVISION SIX

B118805 People v. Canuet (Not for Publication)

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The judgment is affirmed.

Coffee, J.

We concur:    Gilbert, Acting P.J.  
                      Yegan, J.

B115215      Kapelus      (Not for Publication)  
v.  
Tyco Laboratories

The judgment is affirmed. Costs on appeal are awarded to Tyco.

Gilbert, J.

We concur: Stone, P.J.  
Yegan, J.

## DIVISION SEVEN

B103203	People v. Gonzalez	(Certified for Publication)
B116738	In re Gonzalez on Habeas Corpus	

The order to show cause is discharged, having served its purpose, and the petition for writ of habeas corpus is denied. The judgment is reversed as to Count 9. In all other respects the judgment is affirmed.

Johnson, J.

We concur:   Lillie, P.J.  
                      Neal, J.

### June 2, 1998-Continued

## DIVISION SEVEN (Continued)

[illegible]

The judgment is affirmed.

Johnson, Acting P.J.

We concur: Woods, J.  
Neal, J.

B107999      11601 Wilshire Associates      (Certified for Publication)  
v.  
Grebow

The judgment is affirmed.

Johnson, Acting P.J.

We concur: Woods, J.  
Neal, J.

B113199      Fenmore                  (Not for Publication)  
v.  
Barnard

The judgment is affirmed. Respondent to recover his costs on appeal.

Johnson, Acting P.J.

We concur: Woods, J.  
Neal, J.